

**Exhibit A**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

ELBERT DAWKINS, on behalf of himself and all  
others similarly situated,

Plaintiff,

v.

KEY FOOD STORES CO-OPERATIVE, INC.,

Defendant.

Case No. 1:22-cv-03145-PKC-TAM

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff Elbert Dawkins and Defendant Key Food Stores Co-Operative, Inc., hereby stipulate and agree that this action shall be and hereby is dismissed, with prejudice, and that all putative class claims asserted in this action are hereby withdrawn by Plaintiff. Each party shall bear its own costs, expenses, and attorneys' fees incurred in connection with this action.

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Dated: October 6, 2022

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s/ Mark S. Sidoti  
Mark S. Sidoti  
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Key Food Stores Co-Operative, Inc.*

Dated: October 6, 2022

